



JAMES A. NOYES, Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"Enriching Lives"

900 SOUTH FREMONT AVENUE
ALHAMBRA, CALIFORNIA 91803-1331
Telephone: (626) 458-5100
www.ladpw.org

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

November 19, 2003

IN REPLY PLEASE
REFER TO FILE: PD-1

TO: Each Supervisor

FROM James A. Noyes
Director of Public Works

ALAMEDA CORRIDOR EAST (ACE) PROJECT OCTOBER 27, 2003, MEETING

On October 27, 2003, the San Gabriel Valley Council of Governments-ACE Construction Authority held their regular meeting. A copy of the agenda and the adopted minutes of the September 22, 2003, meeting is attached. The following items occurred at the meeting, which are of interest to the County.

Under Agenda Item V, the Chief Executive Officer reported that Senate Bill 314 was enacted by the State legislature and signed by the Governor. The legislation allows the Los Angeles County Metropolitan Transportation Authority to place before the voters of the County a one-half-cent sales tax for six and one-half years for various transportation projects within the County of Los Angeles. Funding generated by the tax, if approved by the voters, would include \$200 million for the ACE Grade Separation Program.

Under Agenda Item VI, the ACE Construction Authority Board authorized the Chief Executive Officer to execute a contract with KDC, Inc., dba Dynalectric, for field traffic devices for the Intelligent Roadway Rail Interface System for an amount not to exceed \$1,989,017.

Under Agenda Item VII, the ACE Board approved the plans, specifications, and estimate for the Temple Avenue Train Diversion project located in the City of Pomona. The project has an estimated contract cost of \$19 to \$22 million.

Under Agenda Item VIII, the ACE Board accepted Grade Crossing Safety Improvement Contract No. 02-01A. The project constructed improvements to 11 grade crossings in the City of Industry and unincorporated Los Angeles County. The final contract value is \$1,471,394.19.

Each Supervisor
November 19, 2003
Page 2

Under Agenda Item IX, the ACE Board accepted Grade Crossing Safety Improvement Contract No. 02-04. The project constructed the improvement of the Mission Road grade crossing in the City of San Gabriel. The final contract value is \$1,072,653.

Under Agenda Item X, the ACE Board approved the Project Definition Report for the Baldwin Avenue Grade Separation project in the City of El Monte.

The next meeting of the ACE Construction Authority Board will be on November 24, 2003, at the Irwindale City Hall at 1 p.m.

GAJ:dp

C040735
P:\PDPUB\PUBLIC\FEDPRGMS\RAILROAD\ACE 10-27-03.doc

Attach

cc: Chief Administrative Office
Executive Office



Alameda Corridor-East Construction Authority

4900 Rivergrade Rd . Ste A120 Irwindale, CA 91706 (626) 962-9292 fax (626) 962-3552 www.theaceproject.org

REGULAR MEETING AGENDA Monday, October 27, 2003, 1 P.M. Irwindale City Hall - Council Chambers 5050 Irwindale Avenue Irwindale, CA 91706

Members of the public may comment on any item on the agenda at the time it is taken up by the Board. We ask that members of the public come forward to be recognized by the Chair and keep their remarks brief. If several persons wish to address the Board on a single item, the Chair may impose a three- minute time limit on individual remarks at the beginning of discussion.

All items set forth on this agenda may be subject to action.

- | | | |
|------|--|-------------|
| I. | Roll Call and Introductions | |
| II. | Approval of Minutes – Regular Meeting of September 22, 2003 (Pages 1-3) | Action |
| III. | Public Comment | |
| IV. | Chairman's Remarks | Information |
| V. | Chief Executive Officer's Report (Pages 4-11) | Information |
| VI. | Approval of Contract for IRRIS Field Traffic Devices (Pages 12-13) | Action |
| VII. | Approve Plans, Specifications and Estimates for Temple Avenue Train Diversion Project Pages (14-15) | Action |
| | Acceptance of Grade Crossing Safety Improvements Construction and Close-out of Contract No. 02-01A with D.W. Powell Construction (Pages 16-17) | Action |
| IX. | Acceptance of Grade Crossing Safety Improvements Construction and Close-out of Contract No. 02-04 with Olivas-Valdez, Inc. (Pages 18-19) | Action |
| X | Approval of Baldwin Avenue Grade Separation Project Definition Report and Property Acquisition Inventory (Pages 20-25) | Action |
| XI. | Quarterly Report (Pages 26-43) | Information |
| XII. | Closed Session: Closed Session: The Board will recess to closed session pursuant to Government Code 54956.9(a) for discussions with legal counsel regarding existing litigation: | |
| | • Grachik Shakhpazyan et al. vs. ACE Construction Authority | |
| | • ACE Construction Authority vs. Bruce Allyn; and | |
| | Conference with legal counsel pursuant to Government Code 54956.9(b) – one case | |
| | Adjournment | |

The ACE Construction Authority is currently constituted of seven (7) member jurisdictions: the City of El Monte, the City of Industry, the City of Montebello, the City of San Gabriel, the City of Pomona, the County of Los Angeles, and the San Gabriel Valley Council of Governments. A San Bernardino County Council of Governments representative is an ex officio Board member.

Each member or alternate has one vote. A quorum of the ACE Construction Authority is no less than four (4) of its total voting membership. Actions taken by the ACE Construction Authority shall be by simple majority of the members present with a quorum in attendance except for personnel actions, the annual budget, matters dealing with the Administrative Code or matters requiring subsequent approval by the SGVCOG, all of which shall require five (5) votes.



**ACE Construction Authority
Regular Board Meeting
September 22, 2003 Minutes**

Chairman Harry Baldwin called the meeting to order at the Irwindale Council Chambers on September 22, 2003 at 1:08 PM.

1. In attendance were:

Harry Baldwin, San Gabriel, Chair
Ernie Gutierrez, El Monte
Gloria Molina, County of Los Angeles
Jack Phillips, Industry
Ed Vasquez, Montebello
Ed Cortez, Pomona
Bob Huff, SGVCOG, Diamond Bar

Staff

Rick Richmond, Chief Executive Officer
Joe Silvey, Legal Counsel
Sharon Neely, staff
Deanna Stanley, staff
Cynthia Ambrose, staff
Bruce Armistead, staff
Girish Roy, staff
Joe Montes, Legal Counsel

Guests

Rob Van Riel, Senator Nell Soto
Rose Anderson, Congressman Gary Miller
Donna Lee, Southern California Edison
Nicole Englund, Supervisor Molina staff

2. Approval of minutes of meeting of August 25, 2003

A motion was made to approve the August 25, 2003 meeting minutes.
M/S/C: Gutierrez/Vasquez/Unanimous

3. Public Comments

There were no public comments.

4. Chairman's Remarks

The Chairman thanked Vice Chair Gutierrez for chairing the last Board meeting. Chairman Baldwin noted that SB 314 by Senator Murray had been approved and was awaiting the Governor's signature. The legislation would allow LA County voters

to decide on whether to tax themselves to funds a number of transportation infrastructure projects. The legislation provides a one half-cent sales tax for 6 and ½ years in Los Angeles County. It includes \$200 million for ACE Project.

5. Chief Executive Officer's Report

Mr. Richmond referred the Board to pages 6 of the agenda. He reported that the FY '04 earmark for the ACE Project in the Transportation Appropriation Bill was delayed and he would provide an update at the next meeting. He reported that the IRRIS project was re-bid and bid opening and contract award was scheduled in October. Mr. Richmond further reported that a contractor event was held to encourage DBE teaming for the East End/Reservoir grade separation procurement and the event was well attended. Jim Connolly, Bechtel-Korve Program Manager, provided a summary of the program management activities over the last month.

6. Approval of Contract Amendment for East End/Reservoir Design Services Contract with URS Corp.

Mr. Richmond reported that URS was the designer of both the East End and Reservoir grade separations and the contract amendment was for design support services during the construction of both projects. He explained that in the construction phase questions commonly are asked regarding the design and retaining the services of the design contractor would enable the construction contractor to be available. He indicated the consultant would review contractor submittals, prepare design changes and provide final as-built drawings. A motion was made to authorize the CEO to amend the contracts with URS Corporation to increase the contract amount by \$250,000 to fund design services during construction of the East End Avenue Grade Separation for a new contract value of \$2,638,988, and by \$350,000 to fund design services during construction of the Reservoir Street Grade Separation for a new contract value of \$2,780,000, and extend the completion date of both contracts through December, 2006.

M/S/C: Molina/Huff/Unanimous

7. Adoption of Annual Disadvantaged Enterprise (DBE) Goal for FY 2004

Sharon Neely summarized the DBE Program accomplishments since the ACE Project inception. The annual DBE goal has ranged from 18-22% based upon the type and size of contracts for a particular fiscal year. The Authority has exceeded the annual adopted goal since its inception of the program. She indicated that DBE firms have received 31% of total dollars paid to all professional services (65 firms of 108 firms) and construction firms. A total of 65 DBE professional services firms and 31 DBE construction companies have worked on the ACE Project. Eleven construction companies from the San Gabriel Valley (nine of which are DBE firms) have worked on the project representing 17% of the construction contract value. To date 22% of the construction workforce has been San Gabriel Valley residents. For federal FY 2004, staff recommends a 17% DBE overall goal based upon the goal setting

methodology set forth in federal regulations. Staff advertised the proposed goal and solicited input from the contracting community and the general public by placing notices as outlined in the staff report. No comments were received. A motion was made to adopt the Overall DBE Annual Goal of 17% for federal FY 2004.

M/S/C: Gutierrez/Huff/Unanimous

8. Closed Session

Joe Silvey, Legal Counsel for ACE Construction Authority announced the Board would adjourn to Closed Session in accordance with Government Code Section 54956.8 to address price and terms of property located at 4111 S. Nogales Street, West Covina with the agency negotiators. Further, Mr. Silvey announced that the Board would discuss existing litigation in accordance with Government Code Section 54956.9a concerning the Authority vs. Bruce Allyn et al.

The Board returned from closed session and Mr. Silvey reported that the Board directed legal counsel to pursue an appeal of the court's decision in the ACE v Allyn matter, which decision indicated that ACE could not initiate eminent domain actions prior to project funding approval by the State.

M/S/C: Huff/Cortez/Unanimous

There were no other actions for which a report was required.

9. Adjournment

There being no further business, the meeting was adjourned at 1:45 PM.